

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060.

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
CLARIFYING DUE DATE FOR COMMENTS
ON PROPOSED DECISION**

This ruling is issued to clarify the correct due dates for the filing of opening and reply comments on the Proposed Decision Regarding Municipal Departing Load Rehearing Related Issues in Decision (D.) 03-07-028.

The October 19, 2004 "Notice of Availability" of the above-referenced Proposed Decision from Chief Administrative Law Judge (ALJ) Minkin indicated that "[p]arties to the proceeding may file comments on the proposed decision as provided in Article 19 of the Commission's 'Rules of Practice and Procedure.'" Rule 77.2 notes that "[p]arties may file comments on the proposed decision within 20 days of its date of mailing." Thus, pursuant to the Chief ALJ Notice of Availability and Rule 77.2, comments on the proposed decision are due on November 8, 2004, that is 20 days after the October 19, 2004 mailing date. The ALJ Ruling, dated August 20, 2004, however, previously showed a due date of November 9, 2004 for comments on the proposed decision. The correct due date, however, is November 8, 2004.

Likewise, the August 20, 2004 Ruling showed the due date for reply comments as November 16, 2004. The correct due date for any reply comments, however, is November 15, 2004 in accordance with Rule 77.5.

IT IS RULED that:

1. The previous due dates for opening and reply comments on the above-referenced proposed decision set forth in the Administrative Law Judge's (ALJ) Ruling of August 20, 2004 are superseded by the due dates prescribed by the Commission's Rules of Practice and Procedure as referenced in the Chief ALJ's Notice of Availability sent on October 19, 2004.

2. The correct due date for opening comments on the Proposed Decision is November 8, 2004 and the correct date for reply comments is November 15, 2004, in accordance with Commission Rules.

Dated October 25, 2004, at San Francisco, California.

/s/ THOMAS R. PULSIFER

Thomas R. Pulsifer
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Clarifying Due Date for Comments on Proposed Decision on all parties of record in this proceeding or their attorneys of record.

Dated October 25, 2004, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.